

**LEGISLATIVE SERVICES AGENCY  
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**FISCAL IMPACT STATEMENT**

**LS 6896**

**BILL NUMBER:** HB 1285

**NOTE PREPARED:** Jan 10, 2008

**BILL AMENDED:**

**SUBJECT:** Limit on Sex Offender as Guardian or Custodian.

**FIRST AUTHOR:** Rep. Burton

**FIRST SPONSOR:**

**BILL STATUS:** As Introduced

**FUNDS AFFECTED:**     **GENERAL  
DEDICATED  
FEDERAL**

**IMPACT:** Local

**Summary of Legislation:** This bill prohibits a juvenile court from permitting a person to serve as a guardian or custodian if the person was convicted as an adult of certain sex offenses that the person committed when the person was less than 18 years of age.

**Effective Date:** Upon passage.

**Explanation of State Expenditures:**

**Explanation of State Revenues:**

**Explanation of Local Expenditures:** The costs to county governments is likely to be minimal, assuming that few persons with sex crime histories petition a court with juvenile jurisdiction for either guardianship or custodianship. Under current practice, juvenile court judges will likely consider the criminal history of a person who is petitioning the court for guardianship or to serve as a child's custodian.

The types of guardianship under a juvenile court's jurisdiction in this bill are limited to child in need of services (CHINS) hearings and do not include custodianship or guardianship under divorce hearings.

**Explanation of Local Revenues:**

**State Agencies Affected:**

**Local Agencies Affected:** Courts with juvenile jurisdictions.

**Information Sources:** Indiana Code.

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